



1615
Jew

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 01-597)

In the Application of:

Garthwaite, et al.

Serial No.: 09/854,264

Filed: May 11, 2001

For: Alodsterone Antagonist Composition For
Release During Aldosterone Acrophase

Art Unit: 1615

Examiner:
Humera N. Sheikh

Conf. No.: 8255

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. Section 1.97 - 1.99, the Applicant wishes to make the following references of record in the above-identified application. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. Section 1.56. Copies of the references cited below are enclosed. These references are also listed on the enclosed PTO Form 1449.

In the judgment of the undersigned, portions of the listed references may be material to the Examiner's consideration of the presently pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative relevance between references, whether cited in this or prior statements. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or Section 103.

Foreign Documents

1. PCT Patent Publication No. WO 01/41770 published June 14, 2001.

2. EP Patent Publication No. EP 1 382 351, published January 21, 2004.

In accordance with MPEP Sections 609 and 707.05(b), it is requested the document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

Respectfully Submitted,
McDonnell, Boehnen Hulbert & Berghoff LLP
300 South Wacker Drive
Chicago, IL 60606

Date: Aug. 27, 2004 By: Raafat M. Shaltout
Raafat Shaltout
Reg. No. 45,092



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 01-597)

In the Application of:

Garthwaite, et al.

Serial No.: 09/854/264

Filed: May 11, 2001

For: Alodsterone Antagonist Composition For
Release During Aldosterone Acrophase

Art Unit: 1615

Examiner: Todd Ware

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - a. Information Disclosure Statement (IDS) (2 sheets);
 - b. Form PTO-1449 (1 sheet);
 - c. Two (2) Cited References; and
 - d. Return Receipt Postcard.
2. With respect to fees:
 - a. No fee is due.
3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 27, 2004.

Dated: August 27, 2004

By:

Raafat M. Shaltout

Raafat M. Shaltout

Reg. No. 45,092

McDonnell, Boehnen Hulbert & Berghoff LLP

300 South Wacker Drive

Chicago, IL 60606

FORM PTO-1449
(Rev. 2-32)

U.S. Department of Commerce
Patent and Trademark Office

Atty. Docket No.

01-597

Serial No.

09/854,264



**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use several sheets if necessary)

Applicant:

Garthwaite, et al.

Filing Date:

May 11, 2001

Group:

1615

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
	1.	WO 01/41770	June 14, 2001	WO				
	2.	EP 1382351	Jan. 21, 2004	EP				
EXAMINER					DATE CONSIDERED			

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.